

## Article - Education

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§3-801.

- (a) The Kent County Board consists of five members.
- (b) A candidate elected to the county board shall be a resident and registered voter of Kent County. Any member who no longer resides in Kent County may not continue as a member of the board.
- (c)
  - (1) The incumbent members of the Kent County Board who hold office on July 1, 2010, shall hold office until their successors are elected and qualify.
  - (2) Members of the Kent County Board shall be elected from Kent County at large as follows:
    - (i) Two members of the county board shall be elected in the November general election of 2012 and every 4 years thereafter; and
    - (ii) Three members of the county board shall be elected in the November general election of 2014 and every 4 years thereafter.
- (d)
  - (1) Each member serves for a term of 4 years beginning on January 1 after his election and until a successor is elected and qualifies. The terms of members are staggered and elections shall be held as provided in subsection (c) of this section.
  - (2) Any vacancy on the county board shall be filled by a qualified individual appointed by the County Commissioners of Kent County to serve until a successor is elected and qualifies at the general election next following the creation of the vacancy and for which the deadline for the filing of candidates has not expired.
  - (3) An individual may serve for more than 2 consecutive terms.
- (e)
  - (1) The State Board may remove a member of the county board for:
    - (i) Immorality;
    - (ii) Misconduct in office;
    - (iii) Incompetency; or

(iv) Willful neglect of duty.

(2) Before removing a member, the State Board shall send the member a copy of the charges against him and give him an opportunity within 10 days to request a hearing.

(3) If the member requests a hearing within the 10-day period:

(i) The State Board promptly shall hold a hearing, but a hearing may not be set within 10 days after the State Board sends the member a notice of the hearing; and

(ii) The member shall have an opportunity to be heard publicly before the State Board in his own defense, in person or by counsel.

(4) A member removed under this subsection has the right to a de novo review of the removal by the Circuit Court for Kent County.

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